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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

MEI-FANG LISA ZHANG, BAY AREA
AFFORDABLE HOUSING, LLC, XUE-
HUA GAO, YANG-CHUN ZHANG,
CAROL JIAN DENG, and HAO LIANG,

Plaintiffs,

vs.

WEI-MAN RAYMOND TSE, RUN PING
ZHOU a.k.a. FLORA ZHOU, THERESA
WONG, JAMES YU, BILL SHU WAI MA,
MOLLY LAU, VICTOR SO, JIAN XIAO,
CHRIST INVESTMENT SERVICE INC., CIS
SERVICE, INC., PACIFIC BEST GROUP
LTD. a.k.a. PACIFIC BEST COMPANY
LTD., and SOUTH CHINA INVESTMENT
INC.,

Defendants.

Case No.: C-07-04946 JSW
(Related to C-05-02641 JSW)

**DECLARATION OF CHRISTOPHER
COOKE IN RESPONSE TO ORDER TO
SHOW CAUSE RE COMPLIANCE
WITH ORDER DATED NOVEMBER 7,
2007**

I, Christopher Cooke, declare:

1. I am one of the attorneys for Plaintiffs in this action. I make this declaration in response to the Court's Order to Plaintiffs to Show Cause re Compliance with Order Dated November 7, 2007.

1 2. On November 7, 2007, the Court issued an order (the “November 7 Order”) in
2 which the Court ordered the parties to show cause why this action should not be stayed. The
3 November 7 Order states that the “parties’ responses to this Order to Show Cause shall be due on
4 or before December 6, 2007.”

5 3. When the November 7 Order was issued, I did not read it. Rather, I saw the title
6 that is reflected in the notice from the Court’s e-filing system and my partner, Steve Wu,
7 described its contents to me. Therefore, I was unaware of the provision in the November 7 Order
8 requiring plaintiffs to serve defendants with a copy of it by November 15. We were not trying to
9 take advantage of the defendants by delaying service of the November 7 Order on them, nor did
10 we delay service for some tactical reason, we simply made a mistake.

11 4. On November 28, 2007, I asked my partner Steve Wu about our response to the
12 Court’s November 7 Order, so that we could begin preparing our response to the substantive
13 issues raised by the November 7 Order. He opened the November 7 Order, read its contents and
14 told me that we were supposed to have served November 7 Order on the defendants by
15 November 15. We decided to immediately serve the November 7 Order on defendants, and to
16 file a proof of service with the Court disclosing our late service, which he did that day.

17 5. On November 29, 2007, the Court ordered Plaintiffs to explain the late service of
18 the November 7 Order, and re-scheduled the hearing on the issues raised by the November 7
19 order to December 21. I immediately gave a copy of the Court’s November 29 Order to the
20 process servers we have hired to serve the remaining unserved defendants in this case with
21 instructions to include it in the other filings they are attempting to serve on those defendants.
22 Also, on Friday, November 30, I served the defendants with a copy of the November 29 Order by
23 mailing it to them at the addresses at which they were served with the Summons and Complaint.

24 6. To prevent any repeat of the mistake that we made with the Court’s November 7
25 Order, Mr. Wu and I, from now on, will both review every order issued by the Court as soon as it
26 is issued, and decide among ourselves who is assuming responsibility for responding to it. I
27 apologize to the Court for any inconvenience our mistake may have caused the Court and the
28 other parties and I will do my best to ensure that no such mistakes happen again.

1 I declare under penalty of perjury under the laws of the United States of America that the
2 foregoing is true and correct. Executed on December 4, 2007.

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4 /s/

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6 CHRISTOPHER COOKE
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